

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 10-0094

FILED

AUG 17 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN RE THE PARENTING OF

A.L.S.,

A Minor Child.

TOBIN NOVASIO,

O R D E R

Petitioner and Appellee,

and

TARA SYLVESTER,

Respondent and Appellant.

Appellant filed her brief in this appeal of a parenting matter on August 16, 2010. In both copies of the child support guidelines in the appendix to her brief, Appellant included the full birth date of the minor child who is the subject of this action.

This Court's Rules for Privacy and Public Access to Court Records in Montana (the Rules) went into effect on July 1, 2008. Pursuant to Section 4.50(c)(4) of the Rules, the full birth date of any person is information not available to public access without leave of court. *See also* M. R. App. P. 10(7). Further, pursuant to Section 4.50(d) of the Rules, "[i]t is the responsibility of the filing party to comply with these rules to protect private information."

Therefore,

IT IS ORDERED that the signed original and nine copies of the referenced brief be returned for revisions necessary to comply with the above-specified Rule;

IT IS FURTHER ORDERED that no other changes, additions or deletions may be made to the brief as originally filed;

IT IS FURTHER ORDERED that, within fifteen days of the date of this Order, the signed original and nine copies of the revised brief ordered herein be filed with the Clerk of the Supreme Court;

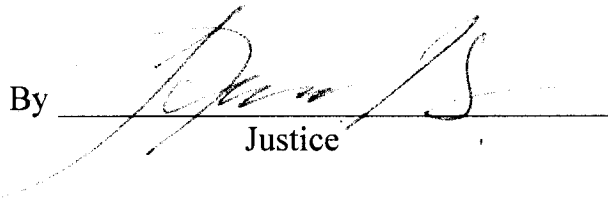
IT IS FURTHER ORDERED that the postage costs for returning the referenced copies of Appellant's brief will be billed to Appellant's counsel by the Clerk of the Supreme Court and shall be due and payable upon receipt; and

IT IS FURTHER ORDERED that the times for any subsequent briefing contained in M. R. App. P. 13, shall run from the date of refiling of the brief being returned this date.

The Clerk is directed to mail a copy of this Order, together with all copies of the Appellant's brief referenced herein, to counsel for the Appellant and to mail a copy of this Order to all counsel upon whom the brief was served.

DATED this 17th day of August, 2010.

For the Court,

By  Justice